

App. No.: 09/821,905
Response to Office Action of May 9, 2005

REMARKS

Claims 13 through 21 are pending in the application. Claims 1 through 12 and 22 through 28 have been cancelled.

Claim Rejections – 35 U.S.C. § 103(a)

Claims 1 through 4, 7 through 10, 22, 23 and 28 under 35 U.S.C. 103(a) were rejected as being unpatentable over Cluts, U.S. Patent No. 5,616,876 ("Cluts"), and the article entitled Jukeboxes, published by PC Magazine in 1999 ("PC Magazine"). Claims 5, 6, 11, 12, and 24, 26 and 27 were rejected under 35 U.S.C. 103(a) as being unpatentable over Cluts/PC Magazine and R.W. Picard (Article entitled Affective Wearables, published in 1997) ("Picard").

Rejected claims 1 through 12 and 22 through 28 have been cancelled, and therefore the rejections of these claims are submitted to be moot.

Allowable Subject Matter

The final Office Action from the U.S.P.T.O. indicated that claims 13 through 21 have been allowed, and therefore it is submitted that the present application is in condition for allowance.

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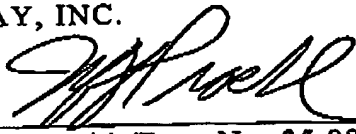
CONCLUSION

The application is respectfully submitted to be in condition for allowance. Accordingly, notification to that effect is earnestly solicited.

Respectfully submitted,

GATEWAY, INC.

By



Date:

Oct. 4, 2005

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